

**A SUBSTITUTE RESOLUTION**

**BY CITY UTILITIES COMMITTEE**

**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH KEMI CONSTRUCTION COMPANY, INC. FOR FC-5003, ANNUAL CONTRACT FOR REPAIR AND REPLACEMENT OF VALVES AND RAISING MANHOLE AND VALVE COVERS ON BEHALF OF THE DEPARTMENT, IN AN AMOUNT NOT TO EXCEED THREE MILLION EIGHTY-EIGHT THOUSAND FOUR HUNDRED FIFTY DOLLARS AND NO CENTS (\$3,088,450.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5057 (2001 WATER & WASTEWATER BOND FUND) 170202 (DWM BIOSOLIDS TREATMENT & COLLECTIONS) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4330000 (SEWAGE COLLECTION AND DISPOSAL) AND 5066 (2009A WATER & WASTEWATER BOND) 170202 (DWM BIOSOLIDS TREATMENT & COLLECTIONS) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE-CIP) 4330000 (SEWAGE COLLECTION AND DISPOSAL); AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (“City”) did advertise for FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole and Valve Covers on behalf of the Department of Watershed Management; and

**WHEREAS**, the Commissioner of the Department of Watershed Management (“DWM”) has identified the need for repairing and replacement of 6", 8" and 12" valves and restoration of excavated areas; and

**WHEREAS**, the Commissioner of the Department of Watershed Management and the Chief Procurement Officer have recommended that FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole and Valve Covers be awarded to Kemi Construction Company, Inc. in an amount not to exceed Three Million Eighty-Eight Thousand Four Hundred Fifty Dollars and No Cents (\$3,088,450.00).

**NOW, THEREFORE, BE AND IT IS RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** as follows, that the Mayor is authorized to enter into an Agreement with Kemi Construction Company, Inc. for FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole and Valve Covers on behalf of the Department of Watershed Management, in an amount not to exceed Three Million Eighty-Eight Thousand Four Hundred Fifty Dollars and No Cents (\$3,088,450.00).

**BE IT FURTHER RESOLVED**, that the term of the Agreement will be for one (1) year with two (2) one (1) year renewal options at the sole discretion of the City.

**BE IT FURTHER RESOLVED**, that the Chief Procurement Officer is directed to prepare an appropriate Agreement for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that the Agreement will not become binding on the City and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to Kemi Construction Company, Inc.

**AND FINALLY BE IT RESOLVED**, that all contracted work shall be charged to and paid from Fund Department Organization and Account Number 5057 (2001 Water & Wastewater Bond Fund) 170202 (DWM Biosolids Treatment & Collections) 5414002 (Facilities other than Bldgs/Infrastructure - CIP) 4330000 (Sewage Collection And Disposal) and 5066 (2009A Water & Wastewater Bond) 170202 (DWM Biosolids Treatment & Collections) 5414002 (Facilities other than Bldgs./Infrastructure-CIP) 4330000 (Sewage Collection And Disposal).

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**WHEREAS**, the City of Atlanta ("City") did advertise for FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole and Valve Covers on behalf of the Department of Watershed Management; and

**WHEREAS**, the Commissioner of the Department of Watershed Management ("DWM") has identified the need for repairing and replacement of 6", 8" and 12" valves and restoration of excavated areas; and

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**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor is authorized to enter into an Agreement with Kemi Construction Company, Inc. for FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole and Valve Covers on behalf of the Department of Watershed Management, in an amount not to exceed Three Million Eighty-Eight Thousand Four Hundred Fifty Dollars and No Cents (\$3,088,450.00).

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CITY OF ATLANTA  
DEPT. OF PROCUREMENT

09 OCT 30 AM 11:18

SHIRLEY FRANKLIN  
MAYOR

**CITY OF ATLANTA**  
55 TRINITY AVENUE, SW, SUITE 5400, SOUTH BLDG.  
ATLANTA, GEORGIA 30303-0324  
OFFICE (404) 330-6081  
FAX (404) 658-7194

DEPARTMENT OF  
WATERSHED MANAGEMENT  
**ROBERT J. HUNTER**  
Commissioner

October 23, 2009

**MEMORANDUM**

**TO:** Adam L. Smith, Chief Procurement Officer  
Department of Procurement

**FROM:** Robert J. Hunter, Commissioner  
Department of Watershed Management *Robert J. Hunter*

**RE:** **AWARD RECOMMENDATION**  
**FC-5003, Annual Contract for Repair and Replacement of Valves and Raising**  
**Manhole and Valve Covers**

After careful review it is the recommendation of the Department of Watershed Management that the contract for the above referenced services be awarded to the lowest, most responsive and responsible bidder, **KEMI Construction Company, Inc.**

**All funds shall be charged to and paid from:**

5057.170202.5414002.4330000.100395.21444	\$2,000,000.00
17100395	J0803, WATER MAINS, VARIOUS
102	Q65J08039999
505721444	DWM 2001 BOND 9999
COA	

5052.170202.5414002.4330000.100395.81387	\$1,088,450.50
17100395	J0803, WATER MAINS, VARIOUS
104	Q65J080394DA
505281387	WATERSHED CP NON AMT 94DA
COA	

If you have any questions, please feel free to contact Willie Canidate, Contracting Officer, Sr., at (404) 330-6335 or Gwendolyn J. Carswell, Watershed Manager, at (404) 330-6331.

c: Sheila Pierce, DWM  
Chris Hebbard, DWM  
Sammy Goodson, DWM  
Cathy Martin, DOP  
Benjamin Kuku, DW  
Pati McMahon, DWM  
Maisha Land-Wood, DWM  
Gwendolyn J. Carswell, DWM  
Willie Canidate, DWM



## CITY OF ATLANTA


Shirley Franklin  
Mayor

SUITE 1700  
55 TRINITY AVENUE, SW  
ATLANTA, GA 30303  
(404) 330-6010 Fax: (404) 658-7359  
Internet Home Page: [www.atlantaga.gov](http://www.atlantaga.gov)

OFFICE OF CONTRACT COMPLIANCE  
Hubert Owens  
Director  
[howens@atlantaga.gov](mailto:howens@atlantaga.gov)

### MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer  
Department of Procurement

FROM: Hubert Owens, Director   
Mayor's Office of Contract Compliance

RE: **Bid Recommendation for FC 5003, Annual Contract for Repair and Replacement of Valve and Raising Manhole and Valve Covers**

DATE: October 19, 2009

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The Office of Contract Compliance has reviewed the seven bids for minority and female business enterprise participation. Six of the seven bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize AABEs and FBEs as indicated below:

**Kemi Construction, Inc.**

The Lions Group	AABE	8%
MST Co.	FBE	3%
PS Energy Group	FBE	3%
Urban Utility	AABE	20%
<b>Participation Total</b>		<b>34%</b>

**McClendon Enterprises**

SABE, Inc.	AABE	6%
MAR Trucking, Inc.	FBE	30%
<b>Participation Total</b>		<b>36%</b>

**Shaheed's Construction, Inc.**

C&S Paving, Inc.	FBE	6%
Gantt Construction	AABE	28%
<b>Participation Total</b>		<b>34%</b>

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DATE: **October 19, 2009**  
PAGE: 2

## Scott & Sons

No documented good faith outreach efforts recorded/No certified M/FBE subcontractors listed	0%
<b>Participation Total</b>	<b>0%</b>
Non responsive	

## Ruby Collins

C & S Paving	FBE	8%
Engineered Process Equipment	AABE	29%
<b>Participation Total</b>		<b>37%</b>

## Wade Coots

North American Pipeline Management, Inc.	FBE	8%
J & L Contracting	AABE	30%
<b>Participation Total</b>		<b>38%</b>

## Rockdale Pipeline, Inc./Integral Municipal Services, Inc. a JV

Integral Municipal Services Inc.	AABE	23%
Watershed Solutions	FBE	6%
Roberts Hauling and Contracting	AABE	5%
<b>Participation Total</b>		<b>34%</b>

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

cc: File  
Anthony Stanley, DOP



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Mayor

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Integral Municipal Services Inc. AABE 23%

Watershed Solutions FBE 6%

Roberts Hauling and Contracting AABE 5%

**Participation Total 34%**

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cc: File  
Anthony Stanley, DOP

## **LEGISLATIVE SUMMARY**

**TO:** City Utilities Committee

### **CAPTION**

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**Committee Meeting Date:** December 1, 2009

**Council Meeting Date:** December 7, 2009

**Legislation Title:** FC-5003, ANNUAL CONTRACT FOR REPAIR AND REPLACEMENT OF VALVES AND RAISING MANHOLE AND VALVE COVERS)

**Requesting Dept.:** Watershed Management

**Contract Type:** Construction, ITB

**Advertisement:** September 17, 2009

**Bids/Proposals Due:** October 14, 2009

**Invitations Mailed:** 130

**Bids/Proposals Received:** 8

**Bidders/Proponents:** Wade Coots Company (\$5,811,650.00)  
Scott & Sons (\$4,088,357.00)  
McClendon Enterprises (\$3,209,046.00)  
Kemi Construction Company, Inc. (\$3,088,450.00)\*  
Site Engineering (\$5,907,500.00)

Shaheed Construction Co., Inc. (\$3,998,035.00)  
Ruby Collins Inc. (\$4,766,233.00)  
Rockdale Pipeline Inc. (\$7,895,813.00)

**Contractor:** Kemi Construction Company, Inc.  
Rufus J. Oladapo, President  
2920 Campbellton Road S.W.  
Atlanta, Georgia 30311

**Estimated Value:** \$3,088,450.00

**Scope Summary:** The purpose of this bid is to identify Contractors to provide all labor, materials, tools, equipment, services and incidentals necessary to adjust manhole covers and valve box covers to match existing or proposed finished grade of the surrounding permanent surfaces in various locations throughout the City of Atlanta Water Distribution System, on an on-demand basis.

**Background:** Original contract execution date **TBD**

**Evaluation Team:** DWM, OCC and RISK MANAGEMENT

**Term of Contract:** One (1) base year with two (2) One (1) year renewal options

**Fund Account Centers:** 5057 (2001 Water & Wastewater Bond Fund) 170202 (DWM Biosolids Treatment & Collections) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4330000 (Sewage Collection And Disposal) and 5052 (Water & Wastewater Renewal & Extension Fund 170202 (DWM Biosolids Treatment & Collections) 5414002 (Facilities Other Than Bldgs/Infrastructure - CIP) 4330000 (Sewage Collection And Disposal).

**Prepared By:** **Anthony Stanley**

**Contact Number:** 404-330-6384

**Part II: Legislative White Paper:** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** City Utilities

**Caption:** A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH KEMI CONSTRUCTION COMPANY, INC. FOR FC-5003, ANNUAL CONTRACT FOR REPAIR AND REPLACEMENT OF VALVES AND RAISING MANHOLE AND VALVE COVERS ON BEHALF OF THE DEPARTMENT/BUREAU OF, IN AN AMOUNT NOT TO EXCEED THREE MILLION EIGHTY-EIGHT THOUSAND FOUR HUNDRED FIFTY DOLLARS AND NO CENTS (\$3,088,450.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5057 (2001 WATER & WASTEWATER BOND FUND) 170202 (DWM BIOSOLIDS TREATMENT & COLLECTIONS) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4330000 (SEWAGE COLLECTION AND DISPOSAL) AND 5052 (WATER & WASTEWATER RENEWAL & EXTENSION FUND 170202 (DWM BIOSOLIDS TREATMENT & COLLECTIONS) 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP) 4330000 (SEWAGE COLLECTION AND DISPOSAL); AND FOR OTHER PURPOSES.

**Council Meeting Date:** December 7, 2009

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

***Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.***

The purpose legislation is to seek authorization to enter into an agreement with Kemi Construction for FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole Covers in an amount not to exceed, \$3,088,450.00

**2. Please provide background information regarding this legislation.**

***Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.***

This contract will provide for the repairing and replacement of 6", 8" and 12" valves and restoration of excavated areas.

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):** SERVICES

(b) **Source Selection:** Competitive Bid

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*): 5057 (2001 WATER & WASTEWATER BOND FUND). 170202 (DWM BIOSOLIDS TREATMENT & COLLECTIONS). 5414002 (FACILITIES OTHER THAN BLDGS/INFRASTRUCTURE - CIP). 4333000 (SEWAGE COLLECTION AND DISPOSAL).

Fund: \_\_\_\_\_ Account: \_\_\_\_\_ Center: \_\_\_\_\_

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: \$3,088,450.00

*Example: This legislation will result in a reduction in the amount of \_\_\_\_\_ to Fund Account Center Number \_\_\_\_\_.*

7. Method of Cost Recovery:

*Examples:*

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*
- b. *Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.*

This Legislative Request Form Was Prepared By: Willie Canidate, Contracting Officer Sr., ext. 6335

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: \_\_\_\_\_ Maisha L. Wood \_\_\_\_\_

Contact Number: \_\_\_\_\_ (404) 330-6887 \_\_\_\_\_

Originating Department: \_\_\_\_\_ Department of Watershed Management \_\_\_\_\_

Committee(s) of Purview: \_\_\_\_\_ City Utilities Committee \_\_\_\_\_

Chief of Staff Deadline: \_\_\_\_\_ November 17, 2009 \_\_\_\_\_

Anticipated Committee Meeting Date(s): \_\_\_\_\_ December 1, 2009 \_\_\_\_\_

Anticipated Full Council Date: \_\_\_\_\_ December 7, 2009 \_\_\_\_\_

Legislative Counsel's Signature: \_\_\_\_\_ Theresa \_\_\_\_\_

Commissioner Signature: \_\_\_\_\_ Robert J. Hunter \_\_\_\_\_

Chief Procurement Officer Signature: \_\_\_\_\_ Adam \_\_\_\_\_

**CAPTION**

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FINANCIAL IMPACT (if any): \$3,088,450.00

Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office: \_\_\_\_\_ Reviewed by: \_\_\_\_\_  
(date) (date)

Submitted to Council: \_\_\_\_\_ (date)